

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

WILLIAM VICTOR,	:	CIVIL ACTION NO. 1:20-425
Plaintiff	:	
v.	:	(JUDGE MANNION)
JOHN WETZEL, et al.,	:	
Defendants	:	

ORDER

Presently before the court is the report and recommendation of Magistrate Judge Martin C. Carlson which recommends that Claim 2 of plaintiff's complaint be dismissed. (Doc. 8). Plaintiff has filed objections to the report and recommendation. (Doc. 14). In accordance with the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- 1) The report and recommendation (Doc. 8) is **ADOPTED**;
- 2) The plaintiff's objections (Doc. 14) are **OVERRULED**;
- 3) Claim 2 of plaintiff's complaint is **DISMISSED** and the following defendants are **DISMISSED** from this case: John Wetzel, the Secretary of Corrections; Shirley Smeal, Deputy Secretary; James Barnacle, Director of Investigations; John Wenerowicz, Regional Deputy Secretary; Superintendent SCI-Dallas Ransom; Deputy Superintendent at SCI-Dallas

Aponte and John Doe, unnamed corrections security captain, SCI-Dallas;
and

4) The Clerk of Court is directed to remand this case to Magistrate Judge
Carlson for further proceedings.

s/ Malachy E. Mannion

MALACHY E. MANNION

United States District Judge

Date: May 11, 2020

20-425-01 order